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### **FACSIMILE TRANSMISSION**

то	COMPANY/FIRM	RECIPIENT FAX	RECIPIENT PHONE
Examiner Annan Q. Shang	United States Patent and Trademark Office Alexandria, Virginia 22313	571.273.7355 and 571.273.8300	571.272.7355
SENDER	DATE	SENDER'S FAX	SENDER'S PHONE
Adam M. Saltzman	January 24, 2006	646.728.2966	212.596.9256
CLIENT	RE:	TIME	PAGES (INCLUDING COVER)
U.S. Patent Application No. 09/354,602 Filed: July 16, 1999 Applicants: Ellis et al.  Re: Form PTO/SB/08 returned with a crossed-out reference		=	24

#### Examiner Shang,

MESSAGE

Thank you for speaking with me today regarding the above-identified patent application. I greatly appreciate your offer to review the enclosed Mieritz reference in advance of the February 6, 2006 deadline for payment of the issue fee.

Applicants brought to the attention of the Examiner in an Information Disclosure Statement (IDS) mailed on August 8, 2005 the attached Mieritz reference. The reference was also listed on a Form PTO/SB/08 accompanying the IDS. The Examiner returned to applicants an initialed copy of the Form PTO/SB/08 with a Notice of Allowance issued in this case on November 4, 2005. However, the Mieritz reference had been crossed out on the initialed Form. Copies of the original and initialed Form PTO/SB/08 (as well as associated documents) are enclosed.

This communication is intended only for the use of the addressee and may contain information that is privileged and confidently. If you are not the intended recipient, you are nereby notified that the unauthorized dissemination of the communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone. If not completely received, please call back at 212,596,9300 as soon as possible.

1261 AVENUE OF THE AMERICAS, NEW YORK, NY 10020 TEL 212.596.9080 FAX 212.596.7030

BOSTON NEW YORK PALO ALTO SAN FRANCISCO WASHINGTON OC

Applicants are submitting herewith copies of the Mieritz reference and a translation of the reference. Applicants respectfully request that the Examiner review the reference in advance of the February 6, 2006 deadline. Applicants respectfully request that the Examiner return a copy of the Form PTO/SB/08, as considered and initialed by the Examiner, to applicants by fax at 646-728-2966 or e-mail at adam.saltzman@ropesgray.com.

We greatly appreciate your help in advancing this patent application to issuance. Should you have any questions, I can be reached by phone at 212-596-9256, as well as by fax at 646-728-2966, or by email at adam.saltzman@ropesgray.com.

Thank you again for the courtesies you kindly extended.

Sincerely yours,

Adam Saltzman Agent for Applicants

Reg. No. 52,188

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T-993 P.003/024 F-622

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Substitute for form 1449A/PTO	Complete if Known		
INFORMATION DISCLOSURE	Application Number	09/354,602 (Conf. No. 5361)	
= - <del></del>	Filing Date	July 16, 1999	
STATEMENT BY APPLICANT	First Named Inventor	Michael D. Ellis	
	Art Unit	2614	
(Use as many sheets as necessary)	Examiner Name	Annan Q. Shang	
Sheet 1 cf 1	Attorney Docket Number	UV-115	

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		EP 0 478 926 B1	04/08/1992	Grundig	по присти
		EP 0 589 068 B1	03/30/1994	Hiroyuki et al.	
			<del></del>		
			<del> </del>		

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²		
		MIERITZ, Von René, and BÖCKMANN, Norbert, "Das Gläserne Hotel", Periodical Funkschau Vol. 24, pp.84-89, 1991.			

1	Examiner		
١	Signature	Date	
١		Considered	
	EXAMINED: Initial if informed considered whether a second		<u>i</u>

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant. I Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04, 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language.

Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or rotain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Petent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2

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PTO/SB/06 (07-05)

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Situte for form 1448A/PTO

Complete II Known

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Application Number 09/354,602 (Conf. No. 5361)
Filing Date July 16, 1999
First Named Inventor Michael D. Ellis
Art Unit 2614
Examiner Name Annan Q. Shang
Attorney Docket Number 11/4-145

(Use as many sheets as necessary)

Sheet 1 of 1 Attorney Docket Number UV-115

Examiner Initials*	Cite No.	Foreign Patent Document  Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>5</sup> (# known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	۴
ĀŠ		EP 0 478 926 B1	04/08/1992	Grundig		F
AS		EP 0 589 068 B1	03/30/1994	Hiroyuki et al.		E
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Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the efficie (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²	
		MIERITZ, Ven René, and BOCKMANN, Norbert, "Das Gläserne Hotel", Periodical Funkschau Vol. 24, pp.84-89, 1991.		
		·		

Entiminar Signature	*	Date   10 / 26 / 05

"EXAMINER: Initial it reference considered, whether or not citation is in conformance with MPEP 809, Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. I Applicant's unique distillon designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 801.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document, a Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible, 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including patheting, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the trick/dual case. Any comments on the amount of time you require to complete this form another suggestions for retaining this burden, should be sent to the Chief information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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JAN 2 4 2006

PATENTS **UV-115** 

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants : Michael D. Ellis et al.

Application No.: 09/354,602 Confirmation No.: 5361

Filed

: July 16, 1999

For

: INTERACTIVE TELEVISION PROGRAM GUIDE

WITH SELECTABLE LANGUAGES

Group Art Unit : 2614

Examiner : Annan Q. Shang

New York, New York 10020 August 8; 2005

Mail Stop AMENDMENT

Hon. Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.56 and 1.97, applicants wish to call the attention of the Examiner to the following documents:

## Foreign Patent Documents

EP 0 478 926 B1 Grundig 04/08/1992 Hiroyuki et al. 03/30/1994 EP 0 589 068 B1

## Non-Patent Literature Documents

MIERITZ, Von René, and BÖCKMANN, Norbert, "Das Gläserne Hotel", Periodical Funkschau Vol. 24, pp.84-89, 1991.

These documents are listed on the accompanying Form SB/08 (submitted in duplicate). In accordance with 37 C.F.R § 1.98(a)(2), copies of the foreign patent documents and non-patent literature document are enclosed herewith. The Grundig and Mieritz references are not in the English language. Pursuant to 37 C.F.R § 1.98(a)(3)(ii), applicants have enclosed copies of English-language translations of the Grundig and Mieritz references.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

It is respectfully requested that these documents be: (1) fully considered by the Patent and Trademark Office during the examination of this application; and (2) printed on any patent which may issue on this application.

Applicants request that a copy of Form SB/08, as considered and initialized by the Examiner, be returned with the next communication.

This Statement is submitted after the mailing date of the first Office Action on the merits, but before the mailing date of any final office action under 37 C.F.R.

§1.113, a notice of allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application. The Director is hereby authorized to charge \$180.00 in payment of the fee for submission of this Information Disclosure Statement pursuant to 37 C.F.R. §1.97(c)(2), as well as to charge payment of any additional fees required in connection with this Statement, or credit any overpayment of the same, to deposit account no. 06-1075 (order no.: 003597-0115). A duplicate copy of this statement is enclosed herewith.

Consideration of the foregoing in relation to this patent application is respectfully requested.

Respectfully submitted,

Adam M. Saltzman

Reg. No. 52,188

Agent for Applicants

Fish & Neave IP Group

Ropes & Gray LLP

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1251 Avenue of the Americas

New York, New York 10020-1105

Tel.: (212) 596-9000

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PATENTS UV-115

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

: Michael D. Ellis et al.

Application No.: 09/354,602 Confirmation No.: 5361

Filed

: July 16, 1999

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: INTERACTIVE TELEVISION PROGRAM GUIDE

WITH SELECTABLE LANGUAGES

Group Art Unit : 2614

Examiner

: Annan Q. Shang

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Hon. Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

### EXPRESS MAIL CERTIFICATION

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Date of Deposit: August 8, 2005

I hereby certify that this certification and the

## following papers:

- 1. Supplemental Information Disclosure Statement (in duplicate);
- 2. Form PTO/SB/08 (in duplicate);
- Copies of three (3) cited references and two (2) 3. English translations; and
- Return postcard 4.

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to Mail Stop AMENDMENT, Hon. Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name: Toutte B. Smith

DOCKET NO.

UV-115

CONFIRMATION NO.

5361

APPLICANTS

Michael D. Ellis et al.

APPLICATION NO.

09/354,602

FILED

July 16, 1999

## RECEIPT IS HEREBY ACKNOWLEDGED OF THE

Express Mail Certification; Supplemental Information Disclosure Statement (in duplicate); Form PTO/SB/08 (in duplicate); copies of three (3) references and two (2) English translations.

DATED

**AUGUST 8, 2005** 

FILED IN CONNECTION WITH THE ABOVE CASE.

AMS 003597.0115

Commissioner For Patents Express Mail Label No. EV 619644131 US